

United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

FILED

AUG 07 2009

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
SY *[Signature]* DEPUTY

Humbert Aguirre, BOP #13248-298

V.

JUDGMENT IN A CIVIL CASE

Jim Keller; Richard E. Fagan

CASE NUMBER: 09cv971-IEG(JMA)

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

that Plaintiff's Complaint is **DISMISSED** for failing to state a claim upon which relief may be granted pursuant to 28 USC 1915(e)(2) and 1915A(b) without prejudice and for lack of proper venue pursuant to 28 USC 1391(b) and 1406(a). Plaintiff's Motion to Proceed In Forma Pauperis is **DENIED AS MOOT**. Case is closed.....

August 7, 2009

Date

W. Samuel Hamrick, Jr.

Clerk

J. Haslam

(By) Deputy Clerk *[Signature]*

ENTERED ON August 7, 2009